

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

No. \_\_\_\_\_

UNITED STATES OF AMERICA,	)	
	)	
Petitioner,	)	
	)	
v.	)	CERTIFICATION OF A
	)	SEXUALLY DANGEROUS PERSON
DANIEL KING,	)	
Register Number 02899-000,	)	
	)	
Respondent.	)	

The United States of America, by and through the United States Attorney for the Eastern District of North Carolina, hereby submits the attached Certification of a Sexually Dangerous Person pursuant to Title 18 U.S.C. § 4248(a).

Respectfully submitted, this 19th day of January, 2010.

George E. B. Holding  
United States Attorney

BY: /s/ Michael Bredenberg  
Michael Bredenberg  
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Attorney for Petitioner  
U.S. Attorney's Office Civil Division  
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N.C. Bar # 26068

CERTIFICATE OF SERVICE

This is to certify that I have this 19th day of January, 2010, served a copy of the foregoing upon the Respondent in this action by placing the documents in an envelope marked as stated below, and providing it to FCC Butner staff to deliver the envelope in hand to:

Daniel King  
Reg. No. 02899-000  
FCI Butner

and on the same day served a copy of the foregoing by placing a copy in the U.S. Mail, addressed as follows:

Office of the Federal Public Defender  
150 Fayetteville Street Mall  
Suite 450  
Raleigh, North Carolina 27601

/s/ Michael Bredenberg  
Michael Bredenberg  
Special Assistant U.S. Attorney  
Attorney for Petitioner  
U.S. Attorney's Office Civil Division  
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**CERTIFICATION OF A SEXUALLY DANGEROUS PERSON**

(1) I, Ivonne E. Bazerman, am Acting Chairperson of the Federal Bureau of Prisons (Bureau) Certification Review Panel, Washington, D.C. Pursuant to 28 C.F.R. § 0.97, the Director of the Bureau has delegated to me the authority to certify persons in Bureau custody as sexually dangerous, as authorized by 18 U.S.C. § 4248(a).

(2) Bureau records reflect the following: Inmate Daniel H. King, Register Number 02899-000, is in Bureau custody at the Federal Correctional Institution, Butner, North Carolina, in service of a 12- to 36-year term of imprisonment, following his conviction for Armed Kidnapping, in the Superior Court of the District of Columbia (Case No. F2818-88). His offense conduct included grabbing a female victim around her neck, threatening to harm her with a knife, and trying to force her into his car. There is evidence that inmate King intended to sexually assault the victim. His projected release date is January 20, 2010.

(3) Based on a review of his Bureau records, I certify he is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5), and sexually dangerous to others as defined by 18 U.S.C. § 4247(a)(6). My certification is based on information found in Bureau records which includes, but is not limited to, the following:


(a) He previously engaged or attempted to engage in sexually violent conduct or child molestation as evidenced by current offense conduct. Additionally, he was previously convicted of Carrying a Dangerous Weapon and Assault, in the Superior Court of the District of Columbia (Case No. F-6785-83), for approaching a female victim as she was walking to her vehicle, attempting to get the victim to go to his vehicle, threatening to kill her if she screamed, and trying to push her down across the seat of her vehicle. There is evidence that inmate King intended to sexually assault the victim. Inmate King was also previously convicted as a juvenile in Fairfax County, Virginia, of Seize, Transport and Detained with Intent to Defile her Person, for grabbing the victim around her throat, placing a knife at her neck, forcing her into a car, fondling her breasts, and forcing her to touch his exposed penis;

(b) A psychological review and assessment indicated Axis I diagnoses of Paraphilia, Not Otherwise Specified (Nonconsent); Exhibitionism; Alcohol Abuse; and Opiate Abuse; Axis II diagnosis of Antisocial Personality Disorder;

(c) A review and assessment of him using an actuarial risk assessment instrument (Static-99R) was conducted. This result, in addition to his current and prior offense

conduct, a history of revocation or failure to meet the stipulations of conditional release, failure in sex offender treatment, and ongoing or high potential for relapse of drug/alcohol use, indicate he will have serious difficulty refraining from sexually violent conduct or child molestation if released.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

  
Ivonne E. Bazerman  
Acting Chairperson  
Certification Review Panel  
Federal Bureau of Prisons

1/14/2010  
Date

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FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

No. \_\_\_\_\_

UNITED STATES OF AMERICA,	)	
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Petitioner,	)	
	)	
v.	)	ORDER
	)	
DANIEL KING,	)	
Register Number 02899-000,	)	
	)	
Respondent.	)	

At the request of the Director of the Bureau of Prisons, the government has filed a Certification of a Sexually Dangerous Person pursuant to 18 U.S.C. § 4248, in order for this court to hold a hearing to determine whether the Respondent is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5).

Respondent, having demonstrated eligibility for appointment of counsel at government expense, the Federal Public Defender IS DIRECTED to provide representation in this action.

The Court further determines that the Respondent is unable to pay the fees of any witness, and pursuant to Federal Rule of Criminal Procedure 17(b) the Clerk shall issue a subpoena for any witness necessary to present an adequate defense to the pending charge or charges.

The Court further ORDERS that the United States Marshal shall serve any subpoenas presented to him in this case by the office of the Federal Public Defender, and shall pay the

appropriate fees and expenses to witnesses so subpoenaed.

Pursuant to 18 U.S.C. section 4247(b), the Court ORDERS the government to conduct a psychiatric or psychological examination of Respondent. Pursuant to this section, if the Respondent wishes to request an additional examiner, he shall request such by separate motion to this court.

The Court hereby notifies the parties that this case has been set for Hearing by videoconference at \_\_\_\_\_ AM/PM on \_\_\_\_\_. The hearing shall be held in Courtroom #2, Seventh Floor, of the Terry Sanford Federal Building, 310 New Bern Avenue, Raleigh, North Carolina.

This \_\_\_\_ day of \_\_\_\_\_, 2010.

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W. EARL BRITT  
Senior U.S. District Judge